

January 8, 1981

LB 50-51

Mr. President, the Education Committee would like to announce that Senator Vickers has been elected as vice chairman of the Education Committee.

Mr. President, Senator Kahle would like to have a meeting of the Government, Military and Veterans Affairs Committee upon adjournment this afternoon in Hearing Room 1113.

PRESIDENT: Does that get in all of the bills that you have this afternoon for introduction? All right, then the Legislature will stand at ease until 2:00 p.m.

EASE

INAUGURAL CEREMONIES

Board of Education; Board of Regents; Public Service Commission; Workmen's Compensation Judge-elect; Supreme Court. (See pages 90-91 of the Legislative Journal.)

Chief Justice Krivosha administers Oath of Office.

PRESIDENT: At this time do any of you have any further bills that you would like to get introduced today? This would be an excellent time to bring them up so that we can have the introduction of bills before adjournment. Proceed, Mr. Clerk, with the reading of the ...

CLERK: Yes, sir. Mr. President, first of all the Revenue Committee would like to announce that Senator Hefner has been elected as vice chairman of the Revenue Committee.

Read LB 50-51 by title for the first time. See page 92 of the Legislative Journal.

Mr. President, again, I will just remind the membership that Senator Kahle would like to have a meeting of the Government, Military and Veterans Affairs Committee upon adjournment in Hearing Room 1113 and Senator Hefner would like to have the Miscellaneous Subjects Committee meet upon adjournment underneath the South balcony. Mr. President, Senator Labedz would like to have an organizational meeting of the Constitutional Revision and Recreation Committee tomorrow morning at nine o'clock underneath the North balcony.

PRESIDENT: Anything else, Mr. Clerk?

CLERK: I have nothing further, Mr. President.

February 3, 1981

LB 4, 10, 14, 18, 26, 41,
45, 51, 66, 68, 121

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by the Reverend Dean Herman, Church of the Nazarene, Curtis, Nebraska.

REVEREND DEAN HERNAM: Prayer offered.

PRESIDENT: Roll call. Have you all registered your presence? Have you all registered your presence? Record the presence, Mr. Clerk.

CLERK: A quorum present, Mr. President.

PRESIDENT: A quorum being present, are there any corrections to the Journal?

CLERK: I have no corrections, Mr. President.

PRESIDENT: The Journal then stands correct as printed. Are there any messages, reports or announcements, Mr. Clerk?

CLERK: Mr. President, your committee on Government, Military and Veterans Affairs whose Chairman is Senator Kahle to whom we referred LB 41 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 45 General File; LB 18 General File with amendments; LB 121 General File with amendments. (Signed) Senator Kahle, Chairman. LB 4 indefinitely postponed by the Government Committee; LB 10 indefinitely postponed; LB 26 indefinitely postponed; LB 66 indefinitely postponed. (Signed) Senator Kahle.

Mr. President, your committee on Public Works whose Chairman is Senator Kremer to whom we referred LB 14 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 51 General File with amendments. (Signed) Senator Kremer.

Your committee on Business and Labor whose Chairman is Senator Maresh to whom we referred LB 68 instructs me to report the same back to the Legislature with the recommendation it be indefinitely postponed. (Signed) Senator Maresh.

Mr. President, your committee on Judiciary gives notice of public hearing in Room 1113 for February 23, 24, 25, March 2, 3, 4, 9, 10, 11 and 16. (Signed) Senator Nichol.

Mr. President, two reports: A report of the activities of the Nebraska Commission on Rural Health Manpower will be inserted in the Journal; and I have a report from the Nebraska

February 6, 1981

LB 14, 51

SPEAKER MARVEL: The motion is the advancement of LB 14. All those in favor vote aye, opposed vote no. Record.

CLERK: 30 ayes, 0 nays, Mr. President, on the motion to advance the bill.

SPEAKER MARVEL: The motion is carried. The bill is advanced. Now we move to LB 51.

CLERK: Mr. President, LB 51 is offered by Senator Rumery. (Read title). The bill was read on January 8 of this year. It was referred to the Public Works Committee. The bill was advanced to General File. There are committee amendments pending, Mr. President, by the Public Works Committee.

SPEAKER MARVEL: Senator Beutler, the committee amendments.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, I don't want to take Senator Rumery's speech away from him but I think I am going to have to explain the bill just a little bit so that you can understand the committee amendments. Basically, we have in effect in the state a system of state incentive payments to counties for the purpose of encouraging the employment of qualified county highway superintendents, and those incentive payments are set out specifically in the statute in dollar amounts and it varies in accordance with the size of the county. Senator Rumery's bill did two things, one, it sought to increase those dollar amounts since they have not been changed for some time. The specific date eludes me right now. I am sure Senator Rumery will advise you of that. And the second thing that the bill sought to do was to discourage through an incentive mechanism the employment of consultants for purposes of doing the job basically of the county highway superintendent. Okay, the committee amendments then did two things. First of all, it struck out the provision that would have made hiring consultants less of a preference, and the second thing that we did was to reduce the increase in the incentives from 300 percent which was what was proposed to 50 percent. So those are the....that would be the effect of the committee amendments, to reduce the incentives below that which was originally proposed and to strike the provision that would have discouraged the hiring of consultants. Thank you.

February 6, 1981

LB 51, 64

SPEAKER MARVEL: The motion is the adoption of the committee amendments to LB 51. All those in favor vote aye, opposed vote no. Record.

CLERK: 28 ayes, 0 nays on adoption of the committee amendments, Mr. President.

SPEAKER MARVEL: The motion is carried. The committee amendments are adopted. Senator Rumery.

SENATOR RUMERY: Mr. President, I move the bill be advanced to E & R Initial.

SPEAKER MARVEL: The motion is the advancement of the bill as amended to E & R Initial. All those in favor vote aye, opposed no. Record the vote.

CLERK: 32 ayes, 0 nays on the motion to advance the bill, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. Next bill, LB 64.

CLERK: Mr. President, LB 64 was offered by Senator Nichol. (Read title). The bill was read on January 9. It was referred to the Public Works Committee. It was advanced to General File. There are committee amendments pending, Mr. President, by the Public Works Committee.

SPEAKER MARVEL: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, we refer to this bill affectionately in the Public Works Committee as the "flasher bill". It's ironic that it is introduced by a conservative fellow like Senator Nichol. It has to do with flashing red lights on vehicles. Now Senator Nichol, his constituents, a couple of his constituents felt that privately owned wreckers when engaged in emergency service at the scene of an accident should have the right to use flashing red lights, and basically, the committee agreed with Senator Nichol. We did strike the entire bill but that was done only for drafting purposes. The substance of Senator Nichol's bill has been retained with some amendments. Okay, the committee amendments then do this. They require that a permit be obtained in order to use the flashing red lights. Secondly, it made a little more specific the circumstance in which a flashing red light could be used, that

February 10, 1981

LB 14, 18, 20, 24, 41,
51, 64, 65, 121, 165A

PRESIDENT LUEDTKE PRESIDING

PRESIDENT LUEDTKE: Prayer by Senator Rumery.

SENATOR RUMERY: (Prayer offered.)

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Chambers would like to be excused all day; Senator Burrows until he arrives; Senator Carsten and Dworak all day.

PRESIDENT: Has everyone registered your presence? Has everyone registered your presence? Record the attendance, Mr. Clerk.

CLERK: There is a quorum present, Mr. President.

PRESIDENT: A quorum being present, are there any corrections to the Journal, Mr. Clerk?

CLERK: I have no corrections, Mr. President.

PRESIDENT: The Journal will stand correct as printed. Proceed with any messages, reports or announcements.

CLERK: Your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 41 and recommend that same be placed on Select File; LB 18 Select File; LB 121 Select File; LB 14 Select File; LB 51 Select File with amendments; LB 64 Select File with amendments; LB 65 Select File; and LB 24 Select File. (Signed) Senator Kilgarin, Chairperson.

PRESIDENT: We are ready then for Select File. Senator Nichol, will you handle E & R? We only have E & R amendments on 178 so we will just go right down through the list beginning with LB 20.

SENATOR NICHOL: Okay, are you ready to start. Mr. President, I move that LB 20 be advanced to E & R engrossing.

PRESIDENT: Motion to advance LB 20 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 20 is advanced to E & R for engrossment. LB 165.

SENATOR NICHOL: Mr. President, I move...

PRESIDENT: LB 165A. Just hold up a minute. All right, we will

February 11, 1981

LB 14, 51, 64, 121

CLERK: No E & R amendments, Senator.

SENATOR NICHOL: Mr. Chairman, I move LB 121 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced.

CLERK: No E & R amendments, Senator.

SENATOR NICHOL: Mr. Chairman, I move LB 14 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion is carried. The bill is advanced. LB 51.

CLERK: There are E & R amendments, Senator.

SENATOR NICHOL: Mr. Chairman, I move LB 51....

CLERK: E & R amendments be adopted, Senator.

SPEAKER MARVEL: The E & R amendments.

SENATOR NICHOL: The E & R amendments be adopted first, yes.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion is carried. The E & R amendments are adopted.

SENATOR NICHOL: Mr. Chairman, I move LB 51 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion carried. LB 51 as amended is advanced.

CLERK: There are E & R, Senator.

SENATOR NICHOL: Mr. Chairman, I move the E & R amendments on LB 64 be approved.

SPEAKER MARVEL: All those in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced. No it isn't. All right, the E & R amendments are adopted.

SENATOR NICHOL: Okay. Now, Mr. Chairman, I move LB 64 be advanced to E & R for Engrossment.

February 12, 1981

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Monsignor Charles J. Keenan of the Blessed Sacrament Parish, Lincoln, Nebraska.

MONSIGNOR KEENAN: Prayer offered.

SPEAKER MARVEL: Roll call. Will you please record your presence. Have you all recorded your presence? Record the vote.

CLERK: There is a quorum present, Mr. President.

SPEAKER MARVEL: Do you have some items to read into the record?

CLERK: Yes, sir, I do. Mr. President, your committee on Enrollment and Review respectfully reports that we have carefully examined and reviewed LB 336 and recommend that same be placed on Select File with amendments; 336A Select File; 33 Select File; 96 Select File; 31 Select File, 214 Select File, 120 Select File and 85 Select File with amendments, (Signed) Senator Kilgarin, Chair. (See pages 512-513 of the Legislative Journal.)

Mr. President, your committee on Banking, Commerce and Insurance whose chairman is Senator DeCamp to whom is referred LB 195 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; 272 General File with amendments; 273 General File with amendments and 355 General File with amendments, (Signed) Senator DeCamp, Chair. (See pages 512-514 of the Legislative Journal.)

Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and engrossed LB 14 and find the same correctly engrossed; 18, 41, 51, 64, 65 and 121 all correctly engrossed.

And finally, Mr. President, I have a lobby registration report covering the week of February 6 through February 11, 1981. (See page 515 of the Journal.)

SPEAKER MARVEL: Okay, we will go to item #4, introduction of new bills.

CLERK: Mr. President, Senator Nichol moves to suspend Rule 5, Section 5 so as to permit the introduction of Request 889 by himself.

SPEAKER MARVEL: Senator Nichol.

February 27, 1981

LR 23, 24, 25
LB 27, 30, 51

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: The morning prayer will be given by Reverend Emmett Haas of the East Lincoln Christian Church, Lincoln, Nebraska.

REVEREND EMMETT HAAS: (Prayer offered.)

SPEAKER MARVEL: Roll call. Please record your presence. Record the vote.

CLERK: There is a quorum present, Mr. President.

SPEAKER MARVEL: Do you have anything under item #3?

CLERK: Mr. President, I have a series of things. I have a communication from the Governor. (Read. Re: LB 27.)

Mr. President, I have an appointment letter, a revised appointment letter from the Governor.

Mr. President, LR 23, 24 and 25 are ready for your signature.

SPEAKER MARVEL: While the Legislature is in session, I am about to sign and do sign LR 23; LR 24; LR 25.

CLERK: Senator Rumery would like to print amendments to LB 51 in the Journal.

Mr. President, I have a second communication from the Governor. (Read. Re: LB 30. See page 685, Legislative Journal.)

Mr. President, I have a report from the Policy Research Office pursuant to Statutory Section 84-156.

Mr. President, I have a letter from the Secretary of State's Office addressed to the Speaker. "I would appreciate you very much reading this announcement invitation to the Legislature on Friday morning, February 27. Members of the Legislature and staff are cordially invited to attend Statehood Day ceremonies and observance on Sunday, March 1, 2:00 p.m., Capitol rotunda. Among other items on the program, the bust of Roscoe Pound will be unveiled and accepted in the Great Hall of Fame. Members of the Legislature, spouses and guests are invited to be in attendance. Respectfully submitted, Allen Beermann, Secretary of State."

SPEAKER MARVEL: It is my pleasure to introduce at this time Senator Sieck who is celebrating his birthday today and shortly Mrs. Sieck will bring in some kolaches in honor of

March 4, 1981

LB 51, 195

for the adoption of the emergency clause.

SPEAKER MARVEL: You have heard the motion. All those in favor of returning the bill for this specific amendment vote aye, opposed vote no. Have you all voted? Have you all voted? Record.

CLERK: 34 ayes, 0 nays on the motion to return, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is returned. Now, Senator Warner.

SENATOR WARNER: Mr. President, I move that the amendment be adopted. Again, it is just the E clause, the emergency clause.

SPEAKER MARVEL: The motion is the adoption of the emergency clause to LB 195. All those in favor vote aye, opposed vote no. Record the vote.

CLERK: 26 ayes, 0 nays on the motion to adopt the amendment, Mr. President.

SPEAKER MARVEL: The motion is carried and the emergency clause is adopted. All those in favor of readvancing 195 to E & R for Engrossment say aye. Opposed no. The motion is carried. The bill is readvanced. LB 51, Senator Rumery.

CLERK: Mr. President, Senator Rumery moves to return LB 51 to Select File for a specific amendment. The amendment is found on page 684 of the Legislative Journal.

SENATOR RUMERY: Mr. President and members of the Legislature, I move we return LB 51 to Select File for the specific amendment.

SPEAKER MARVEL: Any further discussion? You have heard the motion. All those in favor of returning the bill vote aye, opposed vote no. We are voting to return the bill. Have you all voted? Have you all voted? Okay, record the vote.

CLERK: 30 ayes, 0 nays on the motion to return, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is returned. Senator Rumery.

SENATOR RUMERY: Mr. President and members of the

March 4, 1981

LB 51, 390

Legislature I move we adopt the amendment to LB 51 as printed in page 684.

SPEAKER MARVEL: Any further discussion? All those in favor of the motion vote aye, opposed vote no. Okay, record.

CLERK: 26 ayes, 2 nays, Mr. President, on adoption of the amendment.

SPEAKER MARVEL: The motion now is the rereferral of the bill to E & R for Engrossment, LB 51. All those in favor of that motion say aye. Opposed no. The motion carried. The bill is rereferred. The next item is LB 390.

LB 9, 34, 51, 78, 91, 124,
125, 133, 150, 178, 195,
205, 223, 272, 273, 273A
277, 317, 320, 321, 345
363, 376, 409, 439, 459

March 6, 1981

PRESIDENT LUEDTKE PRESIDING

REVEREND GERALD LUNDBY: (Prayer offered.)

PRESIDENT: Senator Higgins, do you want to put your light on and then we will make sure we have got enough. Thank you. Record the presence, Mr. Clerk.

CLERK: There is a quorum present, Mr. President.

PRESIDENT: A quorum being present, is there any corrections to the Journal?

CLERK: I have no corrections to the Journal, Mr. President.

PRESIDENT: All right, the Journal will stand correct as published. Any messages, reports or announcements?

CLERK: Yes, sir, I do. Mr. President, first of all, your committee on Education whose Chairman is Senator Koch to whom was referred LB 78 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; LB 317 General File with amendments; 320 General File with amendments; 321 General File with amendments; 91 Indefinitely postponed; 223 Indefinitely postponed; 363 Indefinitely postponed; 439 Indefinitely postponed. (Signed) Senator Koch, Chair.

Mr. President, your committee on Banking, Commerce and Insurance whose Chairman is Senator DeCamp to whom was referred LB 376 reports LB 376 to General File with amendments; LB 133 Indefinitely postponed; and 277 Indefinitely postponed. (Signed) Senator DeCamp, Chair.

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined LB 51 and find the same correctly engrossed; LB 125 correctly engrossed; 150 correctly engrossed; 195 correctly engrossed; 205 correctly engrossed; 272 correctly engrossed; 273 correctly engrossed; 273A correctly engrossed; 409 correctly engrossed; and 459 correctly engrossed. (Signed) Senator Kilgarin, Chair.

Mr. President, LB 9, 34, 124, 178 and 345 are ready for your signature.

PRESIDENT: While the Legislature is in session and capable of doing business, I propose to sign and I do sign LB 9, LB 34, LB 124, LB 178, and LB 345.

March 11, 1981

LB 51, 549

to add his name to LB 549 as cointroducer and at the same time to withdraw the Business and Labor Committee members as cointroducers.

SPEAKER MARVEL: Hearing no objection, so ordered. Do you have any other motions? Will the Legislature please take your seats so we can proceed with Final Reading? We will proceed with Final Reading as soon as all legislators are in their seats. We are all set for Final Reading as soon as all legislators get in their seats. And there is a motion on the desk, Mr. Clerk.

CLERK: Mr. President, Senator Wesely moves to return LB 51 to Select File for specific amendment, that amendment being: To strike the Rumery amendment adopted on March 4.

SPEAKER MARVEL: Senator Wesely.

SENATOR WESELY: Mr. Speaker, members of the Legislature, I think that this motion is more to discuss the merits of the bill at this point than even to pursue in detail the specific amendment but let me call to your attention the fact that the bill as introduced was heard by the Public Works Committee, of which I am a member of. It was amended back to a position where we felt that it would more accurately reflect the needs of the state. At that point it was advanced on the floor. The committee amendments adopted. It was advanced to Select File and on to Final Reading. And then, cagey, wilely Senator Rumery was able to discreetly pull the bill back and amend it to its original form that the committee had amended and put it back to where it was in the beginning. Except for Senator Lamb, the rest of us were all not quite paying attention and Senator Lamb called that to the attention of some of the committee members, including myself, and so I thought it was important that we put the motion up there to reconsider the Rumery amendment, which was not debated at that time, to consider whether or not we want to accept it or consider the alternative of returning to the committee's original version of the bill as amended. At this point all I can tell you is that the bill, I think, has a lot of problem all the way around. My impression was when I voted against the advancement of the bill out of committee was that perhaps we didn't need to touch this statute in the first place, that things as they were were quite sufficient, and that any change really probably was not justified. As a matter of fact, I think what this bill deals with, in fact, is an incentive to have a full time county engineer, I believe it is, and my feeling is that perhaps we should just strike what we already have on the statutes,

if I had my preference but the county engineers would like to up their incentive pay. That is what Senator Rumery provided for in his amendment. The committee did not go along with that, in fact cut that down, and I think that we ought to consider whether or not we want to take the step Senator Rumery proposed in this amendment.

SPEAKER MARVEL: Senator Lamb, your light is on. For what purpose do you arise?

SENATOR LAMB: To discuss the Wesely amendment.

SPEAKER MARVEL: Okay.

SENATOR LAMB: I rise to support the Wesely amendment, Mr. President. This is a classic example. Senator Rumery did a beautiful thing the other day and I don't think anybody noticed that he had the amendment in the Journal and he merely returned the bill to Select File for specific amendment, called attention to the page of the amendment, and nobody challenged it, nobody looked at it, and he very quietly returned the bill to the original provisions which the Public Works Committee had objected to in the first place. And the real issue is whether or not a county should be penalized for having a...not having a full time county engineer. This is the crux of the thing. He puts back in the...well, the funding from the state is reduced by one-third if a consulting engineer is used rather than a private engineer that is a full time engineer. Some of my counties would benefit, some would lose, under this proposition because I have counties in both situations but we would like to call your attention to the fact that the committee decided that it was not in the best interest to require a full time county engineer. I support the Wesely amendment.

SPEAKER MARVEL: Senator Warner.

SENATOR WARNER: Mr. President, members of the Legislature, I don't know what Senator Rumery's attitude with some of us have talked about it today without having given him a chance, but I rise to support what Senator Rumery did and I did read the amendment in the Journal, Senator Rumery, and if somebody didn't, that is their problem. But I think what you did in the amendment is right and for two or three reasons. First, the intent is correct to...in '69 was to encourage a county to have a full time superintendent and to be compensated for it and all the money comes out of the county's funds, doesn't affect anything else. Secondly, if it is part time, then the reimbursement ought to be on that basis. That is only right. But the most important thing

that I liked about Senator Rumery's amendment was that it reduced the amount that a consultant could get, and I know as a matter of fact that there are a number of local governments where consultants are fulfilling this role by taking the entire amount that the entity is entitled to. In many cases I suspect they use boilerplate language and they are making a real good deal out of it and I don't think they are entitled to the same reimbursement as someone who is fully employed by the county, and I think Senator Rumery did an excellent thing and I certainly agree with his judgment in this case and I hope the body maintains the amendment in the bill in the form that it is.

SPEAKER MARVEL: Senator Rumery.

SENATOR RUMERY: Mr. President, members of the Legislature, obviously I am going to oppose this proposition that is put before you this morning. Senator Wesely says we don't need it. Apparently he hasn't talked to the county officials in the State of Nebraska. He has some superficial reasons that what he feels and what he thinks which really doesn't have anything to do with the establishing this law that the county officials want so that they can get their job done in a better way, and I, for one, am willing to accept the wishes of the county officials. We have a number of reasons that Senator Warner outlined for you very specifically. The counties do need this and they are entitled to it and my neighbor to the north, Senator Lamb, felt a little challenge after this had gone by, and it isn't my fault that he didn't sit down and read the amendment. Therefore, I certainly oppose the returning of the bill to Select File.

SPEAKER MARVEL: Senator Hoagland.

SENATOR HOAGLAND: Mr. Speaker, colleagues, I would like to rise to support Senator Warner and Senator Rumery's position on that, on this particular issue. The surveyor of Douglas County, Lou Lamberty, whom a number of us in our delegation respect greatly, has been working very hard on this bill and has been monitoring it closely throughout this entire session. He is coming down strongly in favor of the bill as written and indicates that if it is changed it would be much better to have no bill at all. I respect Mr. Lamberty's judgement. I certainly respect Senator Warner's and Senator Rumery's judgment and I would urge you to resist any change in the bill at this point. Thank you, Mr. Speaker.

SPEAKER MARVEL: The motion is the return of the bill to E & R for engrossment. Is that it? Senator Wesely, do you wish to close? Senator Wesely, do you wish to close?

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LB 51, 150 E, 195 E

I would remind the Legislature that if this technique continues, there are going to be several hundred bills that are not going to be heard. Senator Wesely.

SENATOR WESELY: Okay, Speaker Marvel, I am sorry to take the time I did but, again, just to call your attention to what we are trying to do is return it to Select File to reinsert the fact that there wouldn't be a preference for counties receiving this incentive pay as Senator Rumery would have in the bill if they didn't have a full time county engineer. We are just trying to leave it across the board equal in terms of what money you get back from the state on this. So that is what we are trying to do.

SPEAKER MARVEL: All those in favor of returning the bill vote aye, opposed vote no. Have you all voted? Record the vote.

CLERK: 5 ayes, 24 nays on the motion to return the bill, Mr. President.

SPEAKER MARVEL: Motion lost. We are back to Final Reading. The Clerk will read LB 51.

CLERK: (Read LB 51 on Final Reading.)

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. Record the vote.

CLERK: (Record vote read. See page 849, Legislative Journal.) 45 ayes, 2 nays, 2 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill passes on Final Reading. The Clerk will now read on Final Reading LB 150E.

CLERK: (Read LB 150E on Final Reading.)

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass on Final Reading with the emergency clause attached? All those in favor vote aye, opposed vote no. Have you all voted? Record.

CLERK: (Read record vote. See page 850, Legislative Journal.) 34 ayes, 12 nays, 2 excused and not voting, 1 present and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed with the emergency clause attached. The Clerk will now read on Final Reading LB 195E.

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LB 51, 104, 150, 151, 154, 179, 190,
195, 204, 204A, 205, 220, 272, 409,
403.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: (Microphone not on)...Tom Huxtable who is the Minister of the Eastridge Presbyterian Church.

REV. TOM HUXTABLE: Prayer offered.

SPEAKER MARVEL: Will you all record your presence, please.

CLERK: Mr. President, Senator Vard Johnson would like to be excused until he arrives. Mr. President, Senator Burrows would like to be excused until he arrives. Senator Wagner and Senator Labeledz until they arrive.

SPEAKER MARVEL: Senator Dworak.

SENATOR DWORAK: A record attendance, please. A record vote on attendance, please.

SPEAKER MARVEL: Record the vote.

CLERK: There is a quorum present, Mr. President.

SPEAKER MARVEL: Do you have any other items on your desk?

CLERK: Yes, sir, I do. Mr. President, I have several matters to read in. Mr. President, LBs 51, 150, 195, 272, 409, and 154 are ready for your signature.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business, I am about to sign and do sign LB 51, LB 150, LB 195, LB 272, LB 409, LB 154.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports LB 104 is correctly engrossed and LB 205 correctly engrossed. (Signed) Senator Kilgarin as Chair. (See page 874 of the Legislative Journal.)

Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 190 and recommend that same be placed on Select File with amendments; 220 Select File, 151 Select File with amendments; 179 Select File with amendments; 204 Select File with amendments; 204A Select File. (Signed) Senator Kilgarin, Chair. (See page 873 of the Legislative Journal.)

Your Committee on Banking reports LB 403 to General File

LB 51, 63, 74, 94, 106, 113A, 150, 154,
190, 195, 225, 261, 272, 281, 284A, 351,
409, 418, 421, 426, 466, 229

March 12, 1981

Mr. President, some items to read in, LB 113A by Senator DeCamp. (Read LB 113A for the first time by title.) LB 284A by Senator DeCamp. (Read LB 284A for the first time by title.)

Your Enrolling Clerk respectfully reports that she has on this day presented to the Governor LB 51, 150, 195, 272, 409 and 154.

Your Committee on Education reports 63 indefinitely postponed. (Signed) Senator Koch.

Your Committee on Public Works reports 229 to General File and 94 General File with amendments. (Signed) Senator Kremer.)

Your Committee on Banking reports 421 to General File with amendments. (Signed) Senator DeCamp.

Your Committee on Public Health reports 261 and 466 to General File with amendments.

Mr. President, Senator Nichol would like to print amendments to LB 74 in the Journal. Banking, Commerce and Insurance Committee sets hearing. Senator Koch would like to print amendments to LB 190. Senator Kilgarin asks unanimous consent to be excused tomorrow. I have notice of priority bill designation of the Speaker. Your Committee on Banking, Commerce and Insurance reports 426 to General File with Amendments. (See pages 882 through 896 of the Legislative Journal.)

Mr. President, Senator Schmit would like to have the Ag and Environment Committee tomorrow morning at eight o'clock in Room 1520, Ag and Environment Committee tomorrow morning.

Mr. President, your Committee on Government, Military and Veterans Affairs reports 281 to General File with amendments; LB 351 General File; LB 418 to General File; LB 106 as indefinitely postponed; and LB 225 as indefinitely postponed. Those are all signed by Senator Kahle as Chairman.

Mr. President, the Business and Labor Committee will have an Exec Session at 1:00 p.m. today in Room 1019; Business and Labor at 1:00 p.m. today.

Mr. President, Senator Vard Johnson asks to be excused tomorrow.

March 17, 1981

LR 21, 30
LB 24, 38, 51, 55, 83, 114, 128,
136, 150, 154, 195, 217, 246, 250,
272, 275, 279, 288, 302, 325, 354,
388, 409, 434, 444, 457, 462, 515

SPEAKER MARVEL PRESIDING

REVEREND RON WASIKOWSKI: (Prayer offered. Microphone not on. See page 951, Legislative Journal.)

SPEAKER MARVEL: Record your presence. Record.

CLERK: There is a quorum present, Mr. President.

SPEAKER MARVEL: Did you have any other items?

CLERK: Yes, sir, I do. Mr. President, first of all, the Journal is without error this morning.

Mr. President, a communication from the Governor addressed to the Clerk. (Read. Re: LBs 55, 83, 114, 128, 136, 150, 154, 195, 217, 246, 272, 275, 279, 288, 325, 354, 388, 409, 434, 457, 462, 24, 38, and 51. See pages 951 and 952, Legislative Journal.)

Mr. President, I have a series of Attorney General opinions. One to Senator DeCamp regarding the Executive Board and the powers thereof; one to Senator DeCamp regarding payment of salary; one to Senator Nichol regarding LB 515.

Mr. President, your committee on Government, Military and Veterans Affairs whose Chairman is Senator Kahle reports LB 250 to General File with amendments; LB 444 to General File with amendments. Signed Senator Kahle as Chair.

Your committee on Public Works whose Chairman is Senator Kremer reports LB 302 to General File with amendments and Public Works reports LR 21 back to the Legislature with amendments. Signed by Senator Kremer as Chair.

SPEAKER MARVEL: From Senator Barrett's District in the North balcony it is my privilege to introduce 19 senior high students from St. Ann's Catholic School, Lexington, Nebraska. Mr. Roger Lucas, Government teacher; Dr. Phillip Vreeland, English teacher. Will you hold up your hand so we can see where you are and greet you? Okay, we will go to item #4.

CLERK: Mr. President, the first resolution is offered by Senator Dworak. It is LR 28. It is found on page 737 of the Journal.

Mr. President, while Senator Dworak is missing, LR 30 by Senator Vickers. It is found on page 787. (Read.) That resolution, Mr. President, is found on page 787 of the Journal.